

HB 1287-S - DIGEST

(DIGEST AS ENACTED)

Requires the supervising agency to provide the child's foster parents, preadoptive parents, or relative caregivers with notice of their right to be heard prior to each proceeding held with respect to the child in juvenile court under chapter 13.34 RCW. The rights to notice and to be heard apply only to persons with whom a child has been placed by the supervising agency and who are providing care to the child at the time of the proceeding. This act shall not be construed to grant party status to any person solely on the basis of such notice and right to be heard.

Provides that if a child is placed in the custody of the department of social and health services or other supervising agency, immediately following the shelter care hearing, the court will enter an order granting the department or other supervising agency the right to inspect and copy all health, medical, mental health, and education records of the child, directing health care providers to release such information without further consent, and granting the department or supervising agency or its designee the authority and responsibility, where applicable, to:

- (1) Notify the child's school that the child is in out-of-home placement;

- (2) Enroll the child in school;
- (3) Request the school transfer records;
- (4) Request and authorize evaluation of special needs;
- (5) Attend parent or teacher conferences;
- (6) Excuse absences;
- (7) Grant permission for extracurricular activities;
- (8) Authorize medications which need to be administered during school hours and sign for medical needs that arise during school hours; and
- (9) Complete or update school emergency records.

Provides that any person who receives information about a child or a child's family pursuant to this act shall keep the information confidential and shall not further disclose or disseminate the information except as authorized by law. Care providers shall agree in writing to keep the information that they receive confidential and shall affirm that the information will not be further disclosed or disseminated, except as authorized by law.

Provides that any foster parent who receives information about a child or a child's family pursuant to this act shall keep the information confidential and shall not further disclose or disseminate the information, except as authorized by law. Such individuals shall agree in writing to keep the information that they receive confidential and shall affirm

that the information will not be further disclosed or disseminated, except as authorized by law.

VETO MESSAGE ON SHB 1287

May 11, 2007

To the Honorable Speaker and Members,
The House of Representatives of the State of Washington

Ladies and Gentlemen:

I am returning, without my approval as to Sections 3 and 4, Substitute House Bill 1287 entitled:

"AN ACT Relating to compliance with the federal safe and timely interstate placement of foster children."

Section 3 of this bill amends RCW 13.34.138, which pertains to judicial review of hearings for children in dependant care. Likewise, Section 4 of this bill amends RCW 13.34.145, which pertains to court permanency plan hearings for children in dependant care. The amendments outlined in Section 3 and 4 of this bill are unnecessary as they are incorporated into the amendments of Engrossed Substitute House Bill 1624.

Section 8 of Engrossed Substitute House Bill 1624, which passed this Legislative session, also amends and substantially reorganizes RCW 13.34.138. Section 9 of Engrossed Substitute House Bill 1624 also amends and substantially reorganizes RCW 13.34.145. The reorganization of RCW 13.34.138 and RCW 13.34.145 in Engrossed Substitute House Bill 1624 would likely make it difficult to incorporate the changes outlined in Sections 3 and 4 of this bill.

For these reasons, I have vetoed Sections 3 and 4 of Substitute House Bill 1287.

With the exception of Sections 3 and 4, Substitute House Bill 1287 is approved.

Respectfully submitted,
Christine O. Gregoire
Governor